IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

SATURDAY, THE 18TH AUGUST 2007 / 27TH SRAVANA 1929

WP(C).No. 24774 of 2007(Y)

PETITIONER:

C.K.VIJAYAN,S/O. KUMARAN,
CHERULLIL CHOURIADETH,PULLUT VILLAGE,
KODUNGALLUR.

BY ADV. SRI.M.C.JOHN.

RESPONDENTS:
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1. **THE WELFARE FUND INSPECTOR,**
   TODDY WORKERS WELFARE FUND BOARD,
   THRISSUR.

2. **THE TAHSILDAR,KODUNGALLUR.**

3. **DEPUTY TAHSILDAR (R.R.)**
   MUKUNDAPURAM TALUK.

4. **PADMAVATHI,W/O.SANKARANARAYANAN,**
   PULICKAL HOUSE,PUTHENCHIRA P.O.,
   MUKUNDAPURAM,THRISSUR.

BY ADV. SRI.K.HARILAL, SC, KTWWF BOARD FOR R1,
GOVT. PLEADER SRI. I.V. PRAMOD FOR R2 & R3.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/08/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No.24774 of 2007-Y

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Dated this the 18th day of August, 2007.

JUDGMENT

Heard the learned counsel for the petitioner and the learned standing counsel for the Welfare Fund Board. I do not find any ground to interfere with the impugned proceedings which are taken under the provisions of the Revenue Recovery Act for recovery of amounts due to the welfare fund. The learned counsel for the petitioner submits that his client would be able to avert the impugned sale and make alternate arrangements to pay off the outstandings. Under such circumstances, affirming the proceedings, this writ petition is disposed of directing that any sale pursuant to the impugned notice shall not be confirmed, if the petitioner pays at the rate of Rs.7 lakhs per month payable on or before the last working day of

every month commencing from August, 2007 until the entire amounts due to the Fund are satisfied. If there is default in paying any of the instalments as afore-directed, the benefits of this judgment shall stand recalled automatically and the respondents are at liberty to proceed with the impugned proceedings without any further fresh notice and such proceedings shall be from the stage at which revenue recovery proceedings now stands.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

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